IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.B.KOSHY
&
THE HONOURABLE MR. JUSTICE K.P.BALACHANDRAN

TUESDAY, THE 19TH JULY 2007 / 28TH ASHADHA 1929

MFA.No. 224 of 1996()

OP(MV.1795/1993 of MACT, IRINJALAKUDA
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APPELLANT/PETITIONER:

C.P.ANTONY,S/O.LATE A.P.PAILY,KOPPARAPARAMBIL HOUSE,ELAMKULAM P.O., COCHIN-26, ERNAKULAM DISTRICT.

BY ADV. SRI.ANIL S.RAJ
SRI.MATHEW JOHN (K)

RESPONDENTS/RESPONDENTS:

1.R.P.JACOB,S/O.PAULOSE,PADAYATTIL HOUSE, MOOKANOOR ANGAMALY, ERNAKULAM DIST.

2.SHAJI,S/O.VASU,PARAYIL HOUSE, NOOKKANNOOR DESOM,ERNAKULAM DISTRICT.

3.THE UNITED INDIA INSURANCE CO. LTD., REP. BY ITS DIVISIONAL MANAGER, ALWAYE.

BY ADV. SRI.T.A.UNNIKRISHNAN FOR R1,R2
SRI.PMM.NAJEEB KHAN FOR R3
SRI.M.P.JOHNSON FOR R1,R2

THIS MISC. FIRST APPEAL HAVING BEEN FINALLY HEARD ON 19/07/2007, THE COURT ON 10/07/2007 DELIVERED THE FOLLOWING:

J.B.KOSHY & K.P.BALACHANDRAN, JJ.

M.F.A.NO.224 OF 1996 (A)

Dated this the 19th day of July, 2007

J U D G M E N T

KOSHY,J.

On 23.3.1989 appellant met with an accident by which he suffered 8% disability. He was aged 27 at the time of accident. Tribunal has granted an amount of Rs.45,000/- with interest at the rate of 12% from 19.8.1989, the date of application till realisation. The award was passed only in April 1995. Considering the percentage of disability, date of accident, rate of interest granted and the total amount awarded, we are of the opinion that no interference is required in the award and hence this appeal is dismissed.

J.B.KOSHY, JUDGE

K.P.BALACHANDRAN, JUDGE

prp

J.B.KOSHY & K.P.BALACHANDRAN, JJ.

M.F.A.NO.224 OF 1996 ()

J U D G M E N T

19th July, 2007